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Attorneys for defendant ZIPCAR, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GABRIELA BAYOL, individually and on behalf
of all others similarly situated,

Plaintiff,

v.

ZIPCAR, INC.,

Defendant.

Case No. 3:14-cv-02483 TEH

**MODIFIED
STIPULATION AND ~~PROPOSED~~
ORDER REGARDING
DEFENDANT'S MOTION TO
DISMISS FOR LACK OF SUBJECT
MATTER JURISDICTION**

The Honorable Thelton E. Henderson

1 WHEREAS, Defendant Zipcar, Inc. has indicated that it intends to file a motion to dismiss for
2 lack of subject matter jurisdiction pursuant to FRCP 12(b)(1).

3 WHEREAS, the Court previously scheduled a case management conference for June 8, 2015.

4 WHEREAS, the parties have met and conferred regarding the briefing schedule for
5 Defendant's motion.

6 NOW THEREFORE, the parties stipulate, subject to the Court's approval, to the following
7 schedule.

8 1. Defendant Zipcar will file its motion to dismiss for lack of subject matter jurisdiction
9 on or before May 26, 2015.

10 2. Plaintiff Gabriela Bayol will file her opposition to the motion to dismiss on or before
11 June 16, 2015.

12 3. Defendant Zipcar will file its reply in support of its motion to dismiss on or before June
13 30, 2015.

14 4. The hearing on Defendant's motion to dismiss will be July ²⁷~~15~~, 2015 at 10:00 a.m. or at
15 such other date and time as is convenient for the Court.

16 5. The parties propose that the case management conference currently scheduled for June
17 8, 2015 be rescheduled for July ²⁷~~15~~, 2015 at 10:00 a.m., or at a time convenient for the Court after the
18 Court rules on Zipcar's FRCP 12(b)(1) motion.

19 IT IS SO STIPULATED.

20
21 Dated: May 21, 2015

BURSOR & FISHER, P.A.

22
23 By: /s/ L. Timothy Fisher
L. Timothy Fisher

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Attorneys for Plaintiff Gabriela Bayol

Dated: May 21, 2015

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PURSUANT TO STIPULATION, IT IS SO ORDERED AS MODIFIED.

